ESTTA Tracking number:

ESTTA737359 04/01/2016

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| Proceeding                | 92061871  |
|---------------------------|---|
| Party                     | Plaintiff Health Payment Systems, Inc.  |
| Correspondence<br>Address | PATRICK M BERGIN DAVIS & KUELTHAU SC 111 E KILBOURN AVE, STE 1400 MILWAUKEE, WI 53202 UNITED STATES pbergin@dkattorneys.com, jheino@dkattorneys.com |
| Submission                | Withdrawal of Cancellation  |
| Filer's Name              | Patrick M. Bergin   |
| Filer's e-mail            | pbergin@dkattorneys.com, quan@ntiplaw.com, jackie@ntiplaw.com   |
| Signature                 | /Patrick M. Bergin/   |
| Date                      | 04/01/2016  |
| Attachments               | 12492551.PDF(14279 bytes )  |

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE The Trademark Trial and Appeal Board

In the matter of U.S. Registration 4,055,729, For the mark HPS NOVUS, Registered on the Principal Register on November 15, 2011

Health Payment Systems, Inc.,

:

Petitioner,

:

vs. : Cancellation No. 92061871

.

Hassan Mohaideen and Health

Plan Systems, Inc.,

:

Registrant. :

## WITHDRAWAL OF CANCELLATION

In view of the agreement reached between the parties, Petitioner hereby voluntarily withdraws this Cancellation with prejudice.

Respectfully submitted this 1st day of April, 2016

Davis & Kuelthau, s.c.

/Patrick M. Bergin/

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Counsel for Petitioner

## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served on Respondent by emailing the same to its attorney of record this 1<sup>st</sup> day of April, 2016.

/Patrick M. Bergin/ Patrick M. Bergin